

FOLGER LEVIN & KAHN LLP
Douglas W. Sullivan (SB# 088136)
Andrew J. Davis (SB# 203345)
Embarcadero Center West
275 Battery Street, 23rd Floor
San Francisco, CA 94111
Telephone: (415) 986-2800
Facsimile: (415) 986-2827

Attorneys for Plaintiff Menlo Logistics, Inc.

VARNUM, RIDDERING, SCHMIDT & HOWLETT
LLP
Kevin Abraham Rynbrandt
Adam J. Brody
Bridgewater Place, PO Box 352,
Grand Rapids, MI, 49501-0352
Phone: (616) 336-6000
Fax: (616) 336-7000

OF COUNSEL FOR DEFENDANT,
GAINEY TRANSPORTATION SERVICES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MENLO LOGISTICS, INC., a Delaware
corporation, ,

Plaintiff,

v.

GAINEY TRANSPORTATION
SERVICES, INC., a Michigan corporation,

Defendant.

Case No. C 03-02560 JSW

**STIPULATION OF DISMISSAL AND
~~PROPOSED~~ ORDER**

Place: Before the Honorable Jeffery S.
White, Courtroom 2, 17th Floor

1 The parties, through the signatures of their counsel on this Stipulation, stipulate to dismiss
2 this action with prejudice according to the terms of the settlement entered at the September 30,
3 2005 Settlement Conference before United States Magistrate Judge Elizabeth D. Laporte, as
4 reflected in the written Settlement Agreement between the parties entered on or about October 24,
5 2005.

6 Dated: November 8, 2005

FOLGER LEVIN & KAHN LLP

7
8 /s/

9 Andrew J. Davis
10 Attorneys for Plaintiff Menlo Logistics, Inc.

11 Dated: November 8, 2005

VARNUM, RIDDERING, SCHMIDT & HOWLETT
12 LLP

13
14 /s/


15 Kevin Abraham Rynbrandt
16 Attorneys for Defendant Gainey Transportation
17 Services, Inc.

18 **ORDER**

19 On consideration of the foregoing,

20 **IT IS HEREBY ORDERED** that the action is dismissed with prejudice.

21 Dated: November 10, 2005

22 
23 Honorable Jeffery S. White
24 United States District Court Judge

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